THE HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION NO.28302 OF 1996

DATE: 03rd JULY 2006

Between:
P.Soma Raju, son of P.V.Rangaiah,
Peddappur village, Tadipatri Tq.
Anantapur District.

.... Petitioner.

And

1. The Commissioner of Sericulture,
   Govt. of Andhra Pradesh, Hyderabad,
   and 2 others.

.... Respondents.

* * *

ORDER:

This writ petition is filed seeking writ of Mandamus declaring the proceedings of the first respondent in Rc.No.5629/95-E2 dated 22.10.1996, as arbitrary and illegal.

2. There is no necessity of going into all the details. Under the impugned proceedings the petitioner was informed that since the Government (Central Government) imposed ban on registration of new Silk Weavers Cooperative Societies by its Memo No.6111/95/Seri-2, dated 15.11.1995, proposals received from the Chief Promoter (petitioner) for registration of new silk society are returned with a request to resubmit the same after the ban is lifted duly verifying the details as on that date.

3. In the counter filed by the respondents, the same is reiterated saying that since there is a ban imposed by the Central Government, the society is not being registered.

4. Learned counsel for the petitioner states that the ban as imposed in Governmental Memo No.6111/95/Seri-2, dated 15.11.1995 has been lifted; therefore, there is no embargo on the part of the respondents in considering the application of the petitioner filed for the purpose of registering the society.

5. In view of the above, without expressing any opinion on merits, the petitioner is directed to resubmit the application returned under the impugned proceedings, and if the ban as contemplated under the Memo dated 15.11.1995 is lifted, the same shall be taken on file and considered for the purpose of registration of the society as per law; and if for any reason the same is not feasible, the respondents shall communicate the same to the petitioner within a period of two months from the date of receipt of a copy of this order.

6. The writ petition is accordingly disposed of. No costs.

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C.V.RAMULU, J.

Date: 03rd July 2006.
BSB